

## AN ORDINANCE **97924**

**DECLARING CITY-OWNED PROPERTY LOCATED AT 1102 S. FLORES, FORMERLY KNOWN AS FIRE STATION NO. 12, AS SURPLUS TO THE CITY'S NEEDS; ACCEPTING THE HIGH BID OF \$175,000.00 FROM MITCHELL WHIDDON AND A. SCOTT ROSALES FOR PURCHASE OF THE PROPERTY; AND AUTHORIZING EXECUTION OF AN EARNEST MONEY CONTRACT WITH THEM FOR SALE OF THE PROPERTY, FOR SUCH BID PRICE.**

\* \* \* \* \*

**WHEREAS**, the City of San Antonio is the owner of property located at 1102 S. Flores Street, formerly known as Fire Station No. 12 which was vacated in 2001 and its use was discontinued; and

**WHEREAS**, under the Fire Department's Master Plan, this station has been considered as surplus to their needs, and since all City departments were canvassed for possible reutilization, but there was no interest, such property is surplus to the City's needs; and

**WHEREAS**, City staff held a meeting with surrounding property owners and interested citizens, and following such meeting, the property has been rezoned to facilitate more neighborhood friendly uses and to preserve the historic significance of the building, then the the property was appraised in order to establish a minimum bid amount and thereafter advertised for sale by Invitation Bid in accordance with Texas law; and

**WHEREAS**, after accepting sealed bids, a high bid of \$175,000.00 was received from Mitchell Whiddon and A. Scott Rosales for the purchase of this property and City staff recommends sale at such price; and

**WHEREAS**, the Planning Commission, at its regular meeting on June 25, 2003 recommended the sale to the City Council; and

**WHEREAS**, the sale and redevelopment of this property is in accordance with the San Antonio Fire Department's Master Plan and will serve to further enhance the neighborhood and place the property back on the property tax rolls; **NOW THEREFORE**,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** City-owned property located at 1102 S. Flores, formerly known as Fire Station # 12, is hereby declared surplus to the needs of the City of San Antonio.

**SECTION 2.** The high bid of \$175,000.00 from Mitchell Whiddon and A. Scott Rosales for purchase of the property described in **SECTION 1.** is hereby accepted.

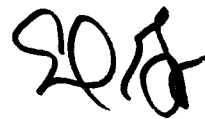
**SECTION 3.** The City Manager, or her designee, is (1) hereby authorized to execute an Earnest Money Contract with Mitchell Whiddon and A. Scott Rosales, as "BUYER", to purchase such property for the bid price of \$175,000, and (2) further authorized to implement this ordinance by the execution of any additional documents, upon prior review in accordance with Section 54, Charter, City of San Antonio, deemed necessary in connection with closing the purchase of this property. A copy of the Earnest Money Contract is attached hereto and incorporated herein verbatim for all purposes as **Exhibit "A"**.

**SECTION 4.** The amount collected from Mitchell Whiddon and A. Scott Rosales for the sale of City owned property shall be deposited in Fund 29-007000 (Capital Improvements Fund) in Index Code 032623 entitled "Sale of City Property – Fire Stations". Once the sale of this property closes, the property will be added to the City's tax roll.

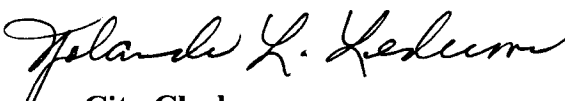
**SECTION 5.** The financial allocations in this ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and fund numbers as necessary to carry out the purpose of this ordinance.


**SECTION 6.** This ordinance shall take effect on the 17th day of August 2003.

**PASSED AND APPROVED** this 7th day of August, 2003.



M A Y O R  
EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
for City Attorney